

**MC ELROY, DEUTSCH, MULVANEY & CARPENTER/PH, LLP**  
**ATTORNEYS AT LAW**

ONE STATE STREET  
HARTFORD, CONNECTICUT 06103  
860.522.5175  
FACSIMILE: 860.522.2796

LOUIS R. PEPE  
Direct: 860.241.2636  
lpepe@mdmc-law.com

February 28, 2012

Honorable Eric D. Coleman, Co-Chairman  
Judiciary Committee  
Legislative Office Building  
Room 2500  
Hartford, CT 06106

Honorable Gerald M. Fox, III, Co-Chairman  
Judiciary Committee  
Legislative Office Building  
Room 2500  
Hartford, CT 06106

**Re: Reappointment of the Honorable Dan Shaban**

Dear Senator Coleman and Representative Fox:

I write on behalf of Judge Dan Shaban, whose reappointment to the Superior Court bench is presently pending before your Committee. I very much hope that your Committee will give Judge Shaban favorable consideration, because I believe that, based on his record on the bench thus far, he most certainly warrants reappointment.

A few years ago, I tried a long jury case before Judge Shaban, when he was sitting on the civil side in the Danbury Judicial District. The trial was a complicated business dispute and lasted some two and one-half weeks. During that time, Judge Shaban did an exemplary job of conducting the trial. He maintained firm control of the process and his courtroom, while always remaining exceedingly courteous to and considerate of the witnesses, the jurors and the lawyers. His evidential and other rulings manifested a complete command of the facts of the case and the applicable law. Judge Shaban always allowed counsel to be heard fully before making his rulings, and that practice extended through the charging conference at the end of the trial. His charge to the jury was fair to the litigants and understandable to the jurors. Perhaps most significantly, he demonstrated an outstanding judicial temperament, never once expressing even the hint of anger, frustration or even impatience over the course of a long trial with some contentious moments.

I should note that my comments on Judge Shaban's performance in that trial are not influenced by the outcome; the jury returned an adverse verdict, and no appeal was taken.

Currently, I have a case before Judge Shaban in his position on the Complex Litigation Docket in the Waterbury Judicial District. I have found his impeccable sense of fairness, reasonableness and courtesy to prevail in that position also. In this case, he has conducted two

NEW JERSEY | NEW YORK | PENNSYLVANIA | CONNECTICUT | MASSACHUSETTS | COLORADO | DELAWARE

[www.mdmc-law.com](http://www.mdmc-law.com)

LRP/1234/1/1069458v1  
02/28/12-HRT/RMQ

MCELROY, DEUTSCH, MULVANEY & CARPENTER/PH, LLP

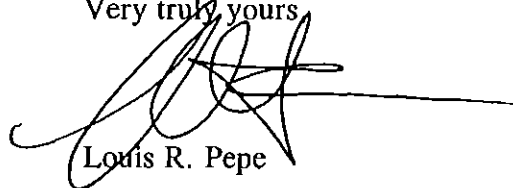
FEBRUARY 28, 2011

PAGE 2

status conferences with counsel. In the first, he gave the lawyers the freedom to be heard on the scheduling issues, after which he entered a fair and reasonable scheduling order designed to bring about the efficient disposition of the case. In the second conference, which he scheduled *sua sponte* to determine the status of progress, he offered the parties the opportunity for court annexed mediation as a possible resolution, which the parties accepted. In short, he has displayed all the case management abilities and techniques necessary to efficiently and effectively manage matters on the Complex Litigation Docket.

As you can see, I believe Judge Shaban possesses all the qualities and abilities that a Superior Court judge should have. I think he has done an outstanding job in that position thus far and is a valuable asset to the Judicial Branch. I hope your Committee will agree and recommend his reappointment to another term. Thank you very much for your consideration.

Very truly yours,

A handwritten signature in black ink, appearing to be "Louis R. Pepe", with a long horizontal line extending to the right.

Louis R. Pepe